

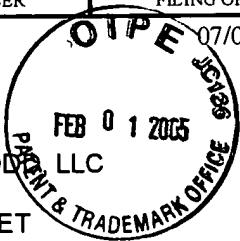


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/612,811	07/03/2003	Kenneth J. Kozak	

26874
FROST BROWN TODD, LLC
2200 PNC CENTER
201 E. FIFTH STREET
CINCINNATI, OH 45202



CONFIRMATION NO. 8191
FORMALITIES LETTER
OC000000014130805
OC000000014130805

Date Mailed: 10/19/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02/03/2005 AWONDAF1 00000183 10612811

FILED UNDER 37 CFR 1.53(b)

02 FC:2001	395.00 OP
03 FC:2051	65.00 OP
04 FC:2201	100.00 OP
05 FC:1999	65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 790 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$352** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1272** for a Large Entity

- **\$790** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$352**
 - \$352 for 4 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Z-MAGUES

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Customer No. 26874
PATENT TRADEMARK OFFICE
Atty. Docket: 100736.0529311

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Kozak : Paper No:
Serial No. 10/612,811 : Group Art Unit: 1645
Filed: July 3, 2003 : Examiner:
For: IMMUNOASSAY FOR H.PYLORI IN FECAL SPECIMENS USING GENUS
SPECIFIC MONOCLONAL ANTIBODY

RESPONSE TO NOTICE TO FILE MISSING PARTS

Confirmation No. 8191

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

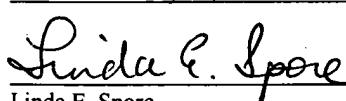
In response to the Notice to File Missing Parts of Non-Provisional Application, Applicant submits the following:

1. Declaration and Power of Attorney;
2. Credit Card Charge Form - \$625 (Small Entity Filing fee, Declaration surcharge, independent claims in excess of three fee);
3. Return portion of Formalities Letter; and
4. Credit Card Charge Form - \$225 (Two-Month Extension fee).

Applicant petitions the Commissioner to allow a two-month extension for the filing of this Response. The extension fee is included with these documents.

CERTIFICATE OF MAILING

I hereby certify that a copy of this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 26, 2005


Linda E. Spore

Respectfully submitted,

Kenneth J. Kozak



Stephen R. Albainy-Jenei
Registration No. 41,487
FROST BROWN TODD LLC
2200 PNC Center
201 East Fifth Street
Cincinnati, Ohio 45202-4182
Telephone (513) 651-6839